

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated:- 02.08.2006

Coram:-

The Hon'ble Mr. Justice P.SATHASIVAM  
and

The Hon'ble Mr. Justice S.MANIKUMAR

Habeas Corpus Petition No.708 of 2006

Sairam

... Petitioner

Vs.

1.Vijaya

2.Govindaraj

3.The Commissioner of Police,  
Greater Chennai,  
Egmore, Chennai-8.

4.The Inspector of Police,  
Law & Order,  
V-1 Villivakkam Police Station,  
Chennai.

.. Respondents

Petition under Article 226 of the Constitution of India for the issuance of a Writ of Habeas Corpus to direct the respondents to cause production of the body and person of Rekha, wife of Sairam, who is now illegally confined by respondents 1 and 2 at their residence against her will, preventing her liberty to join with the petitioner in the marital home before this Court and set her at liberty.

For Petitioner : Mr.A.Michael

For Respondents : Mr.M.Babu Muthu Meeran

3 & 4 Addl. Public Prosecutor

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O R D E R

(Order of the Court was made by P.SATHASIVAM,J.)

The petitioner by name Sairam has filed this petition seeking direction to the respondents for production of his wife Rekha, who is illegally confined by respondents 1 and 2 at their residence against her will, preventing her liberty to join with the petitioner in the marital home before this Court and set her at liberty.

2. Admittedly, the petitioner has not made any complaint to the police making allegation against respondents 1 and 2. Even according to the petitioner, his wife is now with respondents 1 and 2, who are none else than the mother and grand father of the detainee. In such circumstances, we are of the view that the present petition is not an appropriate remedy for the petitioner.

3. The Habeas Corpus Petition is liable to be dismissed and accordingly, the same is dismissed. The petitioner is free to move the appropriate Forum to vindicate his grievance.

raa

Sd/  
Asst.Registrar

/true copy/

Sub Asst.Registrar

To

1.The Commissioner of Police,  
Greater Chennai,  
Egmore, Chennai-8.

2.The Inspector of Police,  
Law & Order,  
V-1 Villivakkam Police Station,  
Chennai.

3. The Public Prosecutor,  
High Court Building,  
Chennai -104.

HCP. No.708 of 2006

MM(CO)  
RVL 11.08.2006

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